

**Yee &  
Associates, P.C.**

4100 Alpha Road  
Suite 1100  
Dallas, Texas 75244

Main No. (972) 385-8777  
Facsimile (972) 385-7766

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CENTRAL FAX CENTER**

NOV 16 2004

## Facsimile Cover Sheet

To: Commissioner for Patents for Examiner Ramsey Refai Group Art Unit 2154	Facsimile No.: 703/872-9306
From: Carrie Parker Legal Assistant to Wayne P. Bailey	No. of Pages Including Cover Sheet: 25
Message:  Transmitted herewith: <ul style="list-style-type: none"><li>• Transmittal Document; and</li><li>• Response to Office Action.</li></ul>	
Re: Application No. 09/838,368 Attorney Docket No: AUS920010016US1	
Date: Tuesday, November 16, 2004	
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*Incomplete  
missing pages  
7-25*

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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NOV 16 2004

In re application of: **Dutta et al.**Serial No.: **09/838,368**Filed: **April 19, 2001****For: Automatic Backup of Wireless  
Mobile Device Data Onto Gateway  
Server While Device is Idle**§  
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§Group Art Unit: **2154**Examiner: **Refai, Ramsey**Attorney Docket No.: **AUS920010016US1****35525**PATENT TRADEMARK OFFICE  
CUSTOMER NUMBERCertificate of Transmission Under 37 C.F.R. § 1.8(a)

I hereby certify this correspondence is being transmitted via  
facsimile to the Commissioner for Patents, P.O. Box 1450,  
Alexandria, VA 22313-1450, facsimile number (703) 872-9306  
on November 16, 2004.

By:

Carrie Parker  
Carrie ParkerTRANSMITTAL DOCUMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

ENCLOSED HERewith:

- Response to Office Action.

No fees are believed to be required. If, however, any fees are required, I authorize the Commissioner to charge these fees which may be required to IBM Corporation Deposit Account No. 09-0447. No extension of time is believed to be necessary. If, however, an extension of time is required, the extension is requested, and I authorize the Commissioner to charge any fees for this extension to IBM Corporation Deposit Account No. 09-0447.

Respectfully submitted,

Cathrine K. Kinslow  
Cathrine K. Kinslow  
Registration No. 51,886  
Duke W. Yee  
Registration No. 34,285  
YEE & ASSOCIATES, P.C.  
P.O. Box 802333  
Dallas, Texas 75380  
(972) 385-8777  
ATTORNEYS FOR APPLICANTS

**RECEIVED  
CENTRAL FAX CENTER****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE****NOV 16 2004**In re application: **Dutta et al.**Serial No.: **09/838,368**Filed: **April 19, 2001****For: Automatic Backup of Wireless  
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By: *Carrie Parker*

Carrie Parker

**RESPONSE TO OFFICE ACTION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

No fees are believed to be required. If, however, any fees are required, I authorize the Commissioner to charge these fees which may be required to IBM Corporation Deposit Account No. 09-0447. No extension of time is believed to be necessary. If, however, an extension of time is required, the extension is requested, and I authorize the Commissioner to charge any fees for this extension to IBM Corporation Deposit Account No. 09-0447.

In response to the Office Action dated August 16, 2004, please amend the above-identified application as follows:

Revisions to Specification begin on page 2 of this paper.

Listing of Claims begin on page 3 of this paper.

Remarks begin on page 11 of this paper.